

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Application No.: 10/531,890
Filing Date: November 28, 2005
Applicant: Richard Norman Johnson
Confirmation No.: 6109
Group Art Unit: 1794
Examiner: Timothy M. Speer
Title: THERMALLY CONDUCTIVE EMI SHIELD
Attorney Docket: 9062-000174/US/NP

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER

Sir:

Attached for the Examiner's information is a copy of a July 2, 2009 Decision of Rejection from pending Japanese national phase application No. 2004-546972 for which Richard Norman Johnson is an inventor, and which is related to the instant application through a priority claim. Applicants will provide a translation of the Decision of Rejection when it is available.

Applicant does not believe there is any fee due in connection with this filing because this filing is before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution; and

the undersigned hereby certifies that the attached July 2, 2009 Decision of Rejection is from a foreign patent office (i.e., Japanese patent office) in a counterpart foreign application (i.e., Japanese national phase application No. 2004-546972) was received not more than three months prior to this filing (See 37 C.F.R. § 1.97(e)(1)); and

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 08-0750.

This filing is being made only in the interest of candor and without any admission that it contains statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art. Furthermore, the filing of this letter shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 08-0750.

Respectfully submitted,

/Anthony G. Fussner/

By: _____
Anthony G. Fussner
Reg. No. 47,582

Dated: July 20, 2009

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